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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of )  
Gerlinde LENZEN, et al. ) Group Art Unit: 1646  
Serial No.: 09/319,724 ) Examiner: Brannock, M.T.  
Filed: September 8, 1999 )  
Title: MAMMALIAN ICYP(ODO - )  
CYANOPINDOLOL RECEPTOR )  
AND ITS APPLICATIONS )

INFORMATION DISCLOSURE STATEMENT

Commissioner of Patents  
U.S. Patent and Trademark Office  
2011 South Clark Place  
Customer Window  
Crystal Plaza Two, Lobby, 1B03  
Arlington, VA 22202

Sir:

Attached hereto is a copy of an Examination Report issued recently in the applicants' corresponding European application together with copies of the cited references. The attached Examination Report is dated September 20, 2004 and was received by the undersigned after the final Office Action dated April 6, 2004. Applicants filed a Request for Continued Examination on October 6, 2004. To the best of Applicants knowledge no further action has been taken to date in the examination of this application. Applicants believe therefore, that this submission is appropriate under the provisions of 37 C.F.R. § 1.97(b)(4). If however, a first office action has in fact issued prior to receipt of this Information Disclosure Statement, Applicants authorize the payment of the fee associated with filing under the provisions of 37 C.F.R. § 1.97(c).

Applicants respectfully request that the Examiner consider the listed documents and evidence that consideration of relevant portions thereof by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." Applicants reserve the right to take appropriate action to establish the patentability of the disclosed invention over the

listed documents, should one or more of the documents be applied against the claims of the present application.

**Except** for issue fees payable under 37 C.F.R. §1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. §1.136(a)(3).

Respectfully submitted,

MORGAN LEWIS & BOCKIUS LLP

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Dated: November 8, 2004

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**INFORMATION DISCLOSURE STATEMENT  
BY APPLICANT**

Applicant: LENZEN ET AL

Appln. No.: 09/319,724

Filing Date: September 8, 1999

Date: October 29, 2004

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of

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Examiner: Brannock

Group Art Unit: 1646

**U.S. PATENT DOCUMENTS**

Examiner's Initials*	Document Number	Date MM/YYYY	Name (Family Name of First Inventor)	Class	Sub Class	Filing Date (if appropriate)
	AR					
	BR					
	CR					
	DR					
	ER					
	FR					
	GR					
	HR					
	IR					

**FOREIGN PATENT DOCUMENTS**

		Document Number	Date MM/YYYY	Country	Inventor Name		Abstract		Readily Available	
							Enclosed	No	Enclose	No
	JR									
	KR									
	LR									
	MR									
	NR									
	OR									
	PR									
	QR									
	RR									

**OTHER (Including in this order Author, Title, Periodical Name, Date, Pertinent Pages, etc.)**

SR	Sugasawa, et al., "Existence of atypical beta-adrenoceptor on guinea pig eosinophil", in "Recent advances in cellular and molecular biolog., 1. World congress of C.M.B., Paris, September 1-7, 1991, Wegmann RJ and Wegmann MA Eds., Peeters Press, Leuven, Belgium 1992	X		
TR	Sugasawa et al., Agents and Actions, 37:232-237 (1992)	X	Bi	
UR	Bianchetti et al., Br. J. Pharmacol., 100:831-839 (1990)	X		
VR	Challis et al., Biochemical Pharmacology, 37(5):947950 (1988)	X		
WR				

Examiner

Date Considered:

\*EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.